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Docket No.: 60931(47762)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Hajime Nakamura et al.

Application No.: 10/789,537

Confirmation No.: 9442

Filed: February 26, 2004

Art Unit: 2613

For: WAVELENGTH PATH SWITCHING NODE
APPARATUS AND WAVELENGTH PATH
ALLOCATION METHOD

Examiner: H.A. Woldekidan

REQUEST FOR RECONSIDERATION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

In response to the Office Action dated September 19, 2008, Applicants respectfully request reconsideration of the 35 U.S.C. §103(a) rejection of claims 1-20 as unpatentable over U.S. patent 6,665,495 to Miles et al. (hereafter "**Miles et al.**") in view of Duser et al., "Performance of a Dynamically Wavelength-Routed, Optical Burst Switched Network," University College London, Torrington Place, London, UK, pgs. 2139-2143, IEEE, 200 (hereafter "**Duser et al.**").

Miles et al. discloses a system and method for providing non-blocking routing of optical data through a telecommunications router that allows full utilization of available capacity. The router includes a number of data links that carry optical data packets to and from an optical router. The optical router includes a number of ingress edge units coupled to an optical switch core coupled further to a number of egress edge units. The ingress edge units receive the optical data packets into "super packets" where each super packet is to be routed to a particular destination egress edge unit. The super packets are sent from the ingress edge units to an optical switch fabric within